

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25698 of 2017

Arising Out of PS.Case No. -102 Year- 2017 Thana -DARBHANGA SADAR District-
DARBHANGA

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Tinku Mishra son of Sri Ranjan Mishra, resident of village Ketuaka P.S.
Sadar District Darbhanga.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dharmendra Kumar Singh, Adv.

For the Opposite Party/s : Mr. Sri Parmanand Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 13-07-2017 Heard Sri Dharmendra Kumar Singh, learned
counsel for the petitioner and Sri Parmanand Kumar, learned
Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in
Darbhanga Sadar (Mabbi) P.S. Case No.102 of 2017/ G.O. Excise
Case No.286 of 2017 registered for the offence under Sections
341, 323, 504/34 of the Indian Penal Code and Section 30(a) Bihar
Prohibition and Excise Act, has prayed for grant of bail in the
event of his arrest or surrender.

By way of referring to F.I.R., learned counsel for
the petitioner submits that the informant of the present case has
forcibly apprehended one Navin Kumar Mishra and confined in a
house, for which from the petitioner side, one F.I.R. vide



Darbhanga Sadar (Mabbi) P.S. Case No.106/17 was registered on the same day for the offence under Sections 147, 149, 341, 323, 504, 506, 379 of the Indian Penal Code. It was submitted by learned counsel for the petitioner that with a view save his own skin, the informant has made false allegation that the petitioner along with Navin Kumar Mishra in a drunken state had assaulted the informant. He further submits that there is no any examination report to suggest that either petitioner or Navin Kumar Mishra was in drunken condition.

Considering the facts and circumstances as well as nature of accusation, let the petitioner, namely, Tinku Mishra, in the event of his arrest or surrender within six weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in Sadar (Mabbi) P.S. Case No.102 of 2017, subject to condition as laid down in Section 438(2) of the Code of Criminal Procedure.

(Rakesh Kumar, J)

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